D.B.CIVIL SPECIAL APPEAL NO.322/07

NISHTHA MANGAL VS. STATE & ORS.

DATE OF ORDER : 6/4/2007

HON'BLE SHRI RAJESH BALIA, J.

HON'BLE SHRI BHANWAROO KHAN, J.

Mr.T.Gupta, for the appellant.

Having heard learned counsel for the appellant, we do not find any merit in this appeal.

The appellant challenges the prescription of minimum age for taking secondary (10^{th}) examination on completing the age of 14 years. The only ground raised before the learned Single Judge was that previously the minimum age prescribed was 11 years for taking secondary examination, and the alteration in minimum age should have been made from a future date.

Apart from the fact that prescription of minimum age is a matter of policy decision, having regard to the personality growth of children, providing minimum age of 14 for taking examination of secondary (10^{th}) cannot, by any stretch of imagination, be said to be arbitrary on merit also.

In view of the above, the special appeal fails and is hereby dismissed.

(BHANWAROO KHAN), J. (RAJESH BALIA), J